



United States Department of the Interior

BUREAU OF LAND MANAGEMENT

Utah State Office
P.O. Box 45155
Salt Lake City, UT 84145-0155
www.ut.blm.gov

CO: Paul
M0150041

IN REPLY REFER TO:
3809
UTU- 69860
(UT-070)

MAY 17 2006

CERTIFIED--RETURN RECEIPT REQUESTED
Certified No. 7006 0100 0002 0004 2703

NOTICE OF DECISION

Karen Palmer : Amend Plan of Operations
Diamond K Gypsum, Inc. : 3809.431
1720 South Red Hills Drive :
Richfield, Utah 84701 :

The BLM received your May 9, 2006, request to amend Diamond K Gypsum's Plan of Operations by placing a 1,000 gallon diesel fuel tank on the active portion of the quarry area. After reviewing Diamond K's Plan of Operations, BLM has determined that adding a diesel fuel storage tank is within the scope of the current Plan of Operations. Therefore, you have approval to place the tank on the active portion of the claim provided the following:

- The tank is placed inside a neoprene-lined containment area with a soil berm pushed up against the edge.
- The containment area is deep enough and wide enough to contain the 1,000 gallon volume of the tank should the tank fail.
- The dispensing valve is located within the containment area.
- The BLM shall be notified of any fuel leaks or spills and the diesel-contaminated soils will be remediated immediately.
- Upon completion of the mining operations, the fuel tank shall be removed, the neoprene liner and contaminated soils disposed of at a certified landfill and the containment site reclaimed under the same guidelines outlined within the current Plan of Operations.

You have the right to appeal to the Utah State Director, Bureau of Land Management, in accordance with 43 CFR 3809.4. If you exercise your right, your appeal accompanied by a statement of reasons and any arguments you wish to present which would justify reversal or modification of this decision, must be filed

RECEIVED

MAY 19 2006

DIV. OF OIL, GAS & MINING

in writing within 30 days from the date of this decision. This decision will remain in effect during the appeal unless a written request for a stay is granted.

If you have any questions, please contact Rebecca Doolittle at (435) 636-3615.

Sincerely,

FRED O'FERRALL

Fred O'Ferrall
Associate Field Manager

cc: Paul Baker
Department of Oil, Gas and Mining
1594 West North Temple STE 1210
Box 145801
Salt Lake City, Utah 84114-5801